## IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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Plaintiff,

v.

CIVIL ACTION No. 13-4293

MICHAEL NUTTER, et al.

Defendants.

## **ORDER**

AND NOW, this 1st day August, 2017, after consideration of Defendants' Motion to Dismiss, (ECF No. 38), and Plaintiff's response, (ECF No. 40), it is **ORDERED** that Defendants' Motion to Dismiss is **GRANTED** and Plaintiff's Second Amended Complaint, (ECF No. 37), is **DISMISSED** with prejudice.

BY THE COURT:

<u>/s/ Gerald J. Pappert</u> GERALD J. PAPPERT, J.